IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRTEENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY

and
THE HON'BLE MR JUSTICE C.V.RAMULU

WRIT PETITION NO : 7834 of 2005

Between:

Narthaki 35 M M Theatre, Khammam rep. by its

B.Form Licensee K. Srikanth.

..... PETITIONER

AND

1 Government of Andhra Pradesh, rep. by its Chief Secretary, Secretariat, Hyderabad.
2 Joint Collector, Khammam.
3 Entertainment Tax Officer, Khammam.

.....RESPONDENT(S)

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction more particularly one in the nature of Mandamus declaring that G.O.Ms.No. 175, General Administration (I & PR.II) Department, dated 2-4-2005 providing for scrapping of payment of entertainment tax on slab system as provided for Section 5 of the A.P. Entertainment Tax Act, 1939 is ultra virus, unconstitutional and contrary to the provisions of the Act and consequently set-a-side the same.

For the Petitioner: Smt. Jhansi/Mr. B. Adinarayana Rao, Advocate.

For Respondent Nos.1 and 2: Advocate General

For Respondent No. 3: K. Raji Reddy, Special Standing Counsel for Commercial Tax.

The Court made the following:

ORDER: (per Sri B. Sudershan Reddy, J)

Smt. Jhansi, learned counsel appearing on behalf of
Mr. B. Adinarayana Rao, learned counsel for the petitioner seeks leave of this Court to withdraw the writ petition. The Writ Petition shall accordingly stand dismissed as withdrawn.

(B. Sudershan Reddy, J)

13-04-2005

(C.V. Ramulu, J)

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To

1 The Chief Secretary, Government of Andhra Pradesh,
Secretariat, Hyderabad.
2 Joint Collector, Khammam.
3 Entertainment Tax Officer, Khammam.

4. Two CCs to the Advocate General, High Court of Andhra Pradesh,
Hyderabad.

5. Two CD copies.